

Customer No. 28880

Approved for
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
"OFFICIAL"

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**Docket Number (Optional)
9169-0022-999/PC20700H

In re Application of: Jean-Louis Dasseux, et al.

Application No.: 10/099,836

Filed: March 15, 2002

For: APOLIPOPROTEIN A-I AGONISTS AND THEIR USE TO TREAT DYSLIPIDEMIC AND DISORDERS

Renate Sekul, Klaus Buttner, Isabelle Comut, Gunther Metz and Jean Dufourcq
 The owner, Jean-Louis Dasseux, of 100% percent interest in the instant application hereby
 disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application,
 which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently
 shortened by any terminal disclaimer, of prior Patent No. 6,376,464. The owner hereby agrees that any patent
 so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are
 commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee,
 its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant
 application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the
 prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a
 maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in
 whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or
 is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal
 disclaimer.

Check either box 1 or 2 below, if appropriate.

1. For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on
 information and belief are believed to be true; and further that these statements were made with the knowledge that willful
 false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of
 the United States Code and that such willful false statements may jeopardize the validity of the application or any patent
 issued thereon.

2. The undersigned is an attorney or agent of record.


 Signature
Date
11/6/2006

Martha A. Gammill Reg. No. 31,820

Typed or printed name

734-622-5940

Telephone Number

- Terminal disclaimer fee under 37 CFR 1.20(d) included.

**WARNING: Information on this form may become public. Credit card information should not
 be included on this form. Provide credit card information and authorization on PTO-2038.**

"Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
 Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-8199 and select option 2.